

for the purpose of making a request. I want to call this to the attention of the distinguished acting Republican leader. The PRESIDING OFFICER. Without objection, it is so ordered.

TRAVEL EXPENSE AMENDMENTS ACT OF 1974

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the vote by which S. 3341 was passed, together with third reading of the bill, be reconsidered.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill will be stated by title.

The assistant legislative clerk read as follows:

A bill (S. 3341) to revise certain provisions of title 5, United States Code, relating to per diem and mileage expenses of employees and other individuals traveling on official business, and for other purposes.

The Senate proceeded to consider the bill.

Mr. MANSFIELD. Mr. President, I call up the amendment proposed by the Senator from South Dakota (Mr. ABOTREZK).

The PRESIDING OFFICER. The amendment will be stated.

The assistant legislative clerk read as follows:

At the end of the bill add a new section as follows:

"Sec. —. (a) Section 111 (a) of title 38, United States Code, is amended by adding at the end thereof the following: 'In no event shall the amount paid for expenses of travel or mileage allowance under this section in the case of any veteran with a service-connected disability be less than the amount paid therefor under section 5702 or 5704, as appropriate, of title 5 in the case of employees of the United States traveling on official business.'"

"(b) The amendment made by subsection (a) of this section shall become effective July 1, 1975."

Mr. GRIFFIN. Mr. President, this is the amendment we asked on yesterday be held up in order that we could check it out on this side.

I can report there is no objection.

The PRESIDING OFFICER. The question is on agreeing to the amendment of the Senator from South Dakota.

The amendment was agreed to.

The PRESIDING OFFICER. The bill is open to further amendment. If there be no further amendment to be proposed, the question is on the engrossment and third reading of the bill.

The bill (S. 3341) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3341

An act to revise certain provisions of title 5, United States Code, relating to per diem and mileage expenses of employees and other individuals traveling on official business, and for other purposes

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Travel Expense Amendments Act of 1974".

Sec. 2. (a) Section 5701 of title 5, United States Code, is amended—

(1) by striking out "and" at the end of subparagraph (5);

(2) by striking out the period at the end of subparagraph (6) and inserting in lieu

thereof a semicolon and the word "and"; and

(3) by adding at the end thereof the following:

"(7) 'high cost locality' means any geographic location within the continental United States designated by regulations prescribed under section 5707 of this title."

(b) Section 5702(c) of such title is amended to read as follows:

"(c) Under regulations prescribed under section 5707 of this title, the head of the agency concerned may prescribe conditions under which an employee may be reimbursed for the actual and necessary expenses of the trip, not to exceed an amount named in the travel authorization, when the per diem allowance would be less than those expenses due to—

"(1) the unusual circumstances of the travel assignment, in which case the amount named in the travel authorization may not exceed—

"(A) \$50 for each day in a travel status inside the continental United States; or

"(B) the per diem allowance established under subsection (a) of this section plus \$23 for each day in a travel status outside the continental United States; or

"(2) a travel assignment to a high cost locality, in which case the amount named in the travel authorization may not exceed the daily amount provided in those regulations for that locality."

(c) Section 5707 of such title is amended—

(1) by striking out "Director of the Bureau of the Budget" and inserting in lieu thereof "Administrator of General Services";

(2) by inserting the subsection designation "(a)" at the beginning of the text thereof; and

(3) by adding at the end thereof the following new subsection:

"(b) The regulations prescribed by the Administrator shall include the designation of any high cost locality with respect to which the Administrator determines that the per diem allowance established under section 5702(a) of this title would be less than the actual and necessary expenses incurred in traveling to that locality. The Administrator shall establish for each high cost locality, the daily amount (not to exceed \$50 for each day) that may be paid under section 5702(c)(2) of this title in traveling to that locality."

Sec. 3. (a) Section 5702(a) of title 5, United States Code, is amended to read as follows:

"(a) An employee, while traveling on official business away from his designated post of duty, is entitled to a per diem allowance. For travel inside the continental United States, the per diem allowance shall be \$35. For travel outside the continental United States, the per diem allowance may not exceed the rate established by the President or his designee for the locality where the travel is performed."

(b) Section 5703(c) of such title is amended by striking out "the per diem allowance may not exceed—

"(1) the rate of \$25"

and inserting in lieu thereof "the per diem allowance shall be—

"(1) \$35."

(c) Section 5703(d) of such title is amended—

(1) by striking out "much"; and

(2) by striking out "\$40" and "\$18" and inserting in lieu thereof "\$50" and "\$23", respectively.

(d) The seventh paragraph under the heading "ADMINISTRATIVE PROVISIONS" in the Senate appropriation in the Legislative Branch Appropriation Act, 1957 (2 U.S.C. 68b), is amended by striking out "\$25" and "\$40" and inserting in lieu thereof "\$35" and "\$50", respectively.

Sec. 4. (a) Section 5704 of title 5, United States Code, is amended to read as follows:

"§ 5704. Mileage and related allowances

"(a) Except to the extent otherwise provided under this section, and under regulations prescribed under section 5707 of this title, an employee or other individual performing service for the Government, who is engaged on official business inside or outside his designated post of duty or place of service, is entitled to—

"(1) 9 cents a mile for the use of a privately owned motorcycle;

"(2) 16 cents a mile for the use of a privately owned automobile; or

"(3) 20 cents a mile for the use of a privately owned airplane;

instead of the actual expenses of transportation when that mode of transportation is authorized or approved as more advantageous to the Government. A determination of advantage is not required when payment on a mileage basis is limited to the cost of travel by common carrier including per diem.

"(b) In addition to the mileage allowance provided in accordance with the other provisions of this section, the employee or other individual performing service for the Government may be reimbursed for—

"(1) parking fees;

"(2) ferry fares;

"(3) bridge, road, and tunnel tolls; and

"(4) airplane landing and tiedown fees.

"(c) (1) The Administrator of General Services shall conduct a continuing investigation of the average, actual cost a mile, to the employee or other individual performing service for the Government who is engaged on official business inside or outside the designated post of duty or place of service, for the use of a privately owned motorcycle, automobile, and airplane. In conducting the investigation, the Administrator shall review and analyze the following:

"(A) depreciation of original vehicle cost;

"(B) gasoline and oil (excluding taxes);

"(C) maintenance, accessories, parts, and tires;

"(D) insurance; and

"(E) State and Federal taxes.

The Administrator, in conducting such investigation, shall meet at least once every 3 months with representatives of the General Accounting Office, the Department of Transportation, the Department of Defense, and organizations of employees of the Government of the United States, and allow them to make their views personally known to him with respect to such average, actual cost.

"(2) Not later than January 10 and July 10 of each year, the Administrator shall determine, based upon the results of his continuing investigation with respect to the 6 full calendar months preceding the month in which the determination is made, specific figures, each rounded to the nearest one-half cent, of the average, actual cost a mile during that period for the use of a privately owned motorcycle, automobile, and airplane. The Administrator shall report such figures to Congress not later than 5 days after he makes his determination. Each such report shall also include a detailed description of the factors utilized in conducting the investigation during such 6-month period. Each such report shall be printed in the Federal Register. The cent figures contained in paragraphs (1), (2), and (3) of subsection (a) of this section, or any adjustments previously made thereto and in effect under this subsection, shall be adjusted, as of the first day of the month following the submission of that report, to the figures so determined and reported by the Administrator. Those figures shall not be less than the figures in effect under subsection (a) of this section immediately after enactment of the Travel Expense Amendments Act of 1974. Those reported figures

shall also be included as of such day in the regulations prescribed under section 5707 of this title.

"(d) The Comptroller General shall from time to time review the continuing investigation of the Administrator and make reports to Congress with respect to his review as he considers appropriate."

(b) The Administrator of General Services shall begin the continuous investigation referred to in subsection (a) of this section on that January 1 or July 1 which first occurs after the date of enactment of this Act.

Sec. 5. Section 508 of the Supplemental Appropriations Act (2 U.S.C. 58), is amended—

(1) by striking out of subsection (a) (8) "actual transportation expenses" and inserting in lieu thereof travel expenses"; and

(2) by striking out subsection (e) and inserting in lieu thereof the following:

"(e) In accordance with regulations prescribed by the Committee on Rules and Administration, an employee in a Senator's office shall be reimbursed under this section for per diem and actual transportation expenses incurred, or actual travel expenses incurred, only for round trips made by the employee on official business by the nearest usual route between Washington, District of Columbia, and the home State of the Senator involved and in traveling within that State (other than transportation expenses incurred by an employee assigned to a Senator's office within that State (1) while traveling in the general vicinity of such office, (2) pursuant to a change of assignment within such State, or (3) in commuting between home and office). However, an employee shall not be reimbursed for any per diem expenses or actual travel expenses (other than actual transportation expenses) for any travel occurring during the 120 days immediately before the date of any primary or general election (whether regular, special, or runoff) in which the Senator, in whose office the employee is employed, is a candidate for public office. Reimbursement of per diem and actual travel expenses shall not exceed the rates established in accordance with the seventh paragraph under the heading 'Administrative Provisions' in the Senate appropriation in the Legislative Branch Appropriation Act, 1957 (2 U.S.C. 68b). No payment shall be made under this section to or on behalf of a newly appointed employee to travel to his place of employment."

Sec. 6. Any increase in expenses of per diem, travel, transportation, mileage, and subsistence incurred during fiscal year 1975 as the result of the enactment of this Act shall be absorbed by the departments, agencies, independent establishments, and other entities of the three branches of the United States Government and the government of the District of Columbia incurring such increases. No amounts shall be appropriated for fiscal year 1975 to pay for such increases.

Sec. 7. (a) Section 111(a) of title 38, United States Code, is amended by adding at the end thereof the following: "In no event shall the amount paid for expenses of travel or mileage allowance under this section in the case of any veteran with a service-connected disability be less than the amount paid therefor under section 5702 or 5704, as appropriate, of title 5 in the case of employees of the United States traveling on official business."

(b) The amendment made by subsection (a) of this section shall become effective July 1, 1975.

ENERGY SUPPLY ACT OF 1974

The PRESIDING OFFICER. Under the previous order, the Senate will now proceed to the consideration of S. 3221. The bill will be stated by title.

The assistant legislative clerk read as follows:

A bill, S. 3221, to increase the supply of energy in the United States from the Outer Continental Shelf; to amend the Outer Continental Shelf Lands Act; and for other purposes.

The Senate proceeded to consider the bill.

AMENDMENT NO. 1856

Mr. HOLLINGS. Mr. President, I call up my amendment No. 1856, and ask for its immediate consideration.

The PRESIDING OFFICER. The amendment will be stated.

The assistant legislative clerk proceeded to read the amendment.

Mr. HASKELL. Mr. President, I ask unanimous consent that we dispense with further reading of the amendment.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. HOLLINGS' amendment (No. 1856) is as follows:

On page 40, line 9, insert a semicolon, and on line 10, insert the following new subsections:

"(9) it is the national policy to preserve, protect, and develop the resources of this Nation's coastal zone, and to provide for the orderly siting of energy facilities therein;

"(10) the development, processing, and distribution of the oil and gas resources of the Outer Continental Shelf, and the siting of related energy facilities, may cause adverse impacts on the coastal zones of the various coastal States; and

"(11) the Coastal Zone Management Act of 1972 provides policy, procedures, and programs designed to anticipate such adverse impacts and in part prevent them by appropriate planning and management of land and water resources in the coastal zone."

On page 40, line 23, delete the word "and". In subsection (4), page 41, line 2, remove the period after the word "environmental" and insert in lieu thereof a semicolon and add the word "and" thereafter. On line 3, insert a new subsection (4) as follows:

"(4) provide States which are directly impacted by Outer Continental Shelf oil and gas exploration and development with comprehensive assistance in order to assure adequate protection of the onshore social, economic, and environmental conditions of the coastal zone."

On page 41, line 9, add on "s" at the end of the word "subsection" so that it reads "subsections", delete the colon after "(c)", and insert the words, "and (d)": On line 16 insert a new subsection (d) as follows:

"(d) It is hereby recognized that development of the oil and gas resources of the Outer Continental Shelf will have significant impact on coastal zone areas of adjacent States and that, in view of the national interest in the effective management of the coastal zone, such States may require assistance in protecting their coastal zone insofar as possible from the adverse effects of such impact."

On page 42, lines 16 and 17, strike the words "so as more evenly".

On page 42, line 24, insert a new subparagraph (C) as follows and redesignate succeeding subparagraphs appropriately:

"(C) their location with respect to other uses of the sea and seabed including but not limited to fishing areas, access to ports by vessels, and existing or proposed sea lanes;"

In page 43, line 9, after the word "required" insert the words "of all existing Federal programs necessary". On line 9, delete the word "necessary" and insert in lieu thereof the word "required".

On page 44, delete lines 14 through 17 and insert in lieu thereof the following: "coordination of the program with management program being developed by any State for approval pursuant to section 305 of the Coast-

al Zone Management Act of 1972 and with the management program of any State which has been approved pursuant to section 306 of such Act. These procedures shall be applicable to any revision or reapproval of the leasing program."

On page 45, line 15, after the period, insert the following new sentence: "In addition, the Secretary is authorized and directed to utilize the existing capabilities and resources of other Federal departments and agencies by appropriate agreement."

On page 46, line 13, after the word "Secretary," insert the following: ", in cooperation with the Secretary of Commerce," and line 14 and line 19, delete the words "topographic" and "topography" and insert in lieu thereof the words "bathymetric" and "bathymetry".

On page 47, line 18, delete the period after the word "1976" and insert the following: ", to the Secretary and to appropriate Federal agencies having responsibilities under this section."

On page 48, line 8, after the word "Shelf" insert the following: "Where similar programs are not presently being conducted by any Federal department or agency and".

On page 48, line 23, between the words "shall," and "after", insert the following: "with the concurrence of the Department in which the Coast Guard is operating."

On page 49, line 17, before the comma after the word "Secretary", insert the words, "of Commerce". On line 18, add a comma after the word "Navy", and insert the following: "the Secretary of the Department in which the Coast Guard is operating." On line 20, insert a period after the word "safety" and delete the remainder of the sentence.

On page 49, line 24, strike the phrase "The Secretary shall regularly inspect" and insert in lieu thereof the following: "The Secretary and the Secretary of the department in which the Coast Guard is operating shall jointly enforce the safety and environmental protection regulations promulgated under this Act. They shall regularly inspect".

On page 50, line 8 of the bill, strike "the Secretary or his designee" and insert in lieu thereof "such Secretaries or their designees".

On page 50, line 9, insert the words "with the concurrence of the Secretary of the department in which the Coast Guard is operating," between the words "Secretary" and "shall".

On page 50, line 18, insert the words "of the department in which the Coast Guard is operating" between the words "Secretary" and "shall".

On page 50, line 23 of the bill, strike the words "the Secretary" and insert in lieu thereof the word "he".

On page 51, line 2 of the bill, strike the words "the Secretary" and insert in lieu thereof the word "him".

On page 51, line 3, strike the word "his" and insert in lieu thereof the word "their".

On page 51, line 4, insert the words "or the Secretary of the department in which the Coast Guard is operating" between the words "Secretary" and "may".

After subsection (c) of section 21 add the following new subsection:

"(d) In any investigation directed by this section the Secretary or the Secretary of the department in which the Coast Guard is operating shall have power to summon before them or their designees witnesses and to require the production of books, papers, documents, and any other evidence. Attendance of witnesses or the production of books, papers, documents, or any other evidence shall be compelled by a similar process as in the United States district court. In addition, they or their designees shall administer all necessary oaths to any witnesses summoned before said investigation."

On page 57, delete lines 4 through 23 and insert in lieu thereof the following:

"Sec. 25. (a) There is hereby established